

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

-----X

In re:  
THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,  
as representative of  
THE COMMONWEALTH OF PUERTO RICO,

PROMESA  
Title III

No. 17 BK 03283-LTS  
(Jointly Administered)

Debtors.<sup>1</sup>

-----X

UNION DE TRABAJADORES DE LA INDUSTRIA  
ELECTRIC Y RIEGO (UTIER),

Plaintiffs,

v.

Adv. Proc. No. 17-228-LTS  
Filed in Case No. 17 BK 4780-  
LTS

PUERTO RICO ELECTRIC POWER AUTHORITY;  
THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO;  
JOSÉ B. CARRIÓN III; ANDREW G. BIGGS;  
CARLOS M. GARCÍA; ARTHUR J. GONZÁLEZ;  
JOSÉ R. GONZÁLEZ; ANA J. MATOSANTOS;  
DAVID A. SKEEL, JR.; and JOHN DOES 1-7,

Defendants.

-----X

---

<sup>1</sup> The Debtors in these Title III cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's Federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority ("PREPA") (Last Four Digits of Federal Tax ID: 3747) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

**AMENDED INFORMATIVE MOTION OF FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD REGARDING JANUARY 10, 2018  
AURELIUS/UTIER HEARING**

To the Honorable United States District Judge Laura Taylor Swain:

Pursuant to the Court's Order and Notice of Hearing (Dkt. No. 2202) in connection with the (i) *Objection and Motion of Aurelius to Dismiss Title III Petition* (Dkt. No. 913, the "Motion to Dismiss"), (ii) the *Motion of Aurelius for Relief from the Automatic Stay* (Dkt. No. 914, the "Stay Relief Motion" and, together with the Motion to Dismiss, the "Aurelius Motions"), and (iii) the motion to dismiss filed in the above-captioned adversary proceeding (Adv. Proc. No. 17-228-LTS, Dkt. No. 88, the "UTIER Motion"), the Financial Oversight and Management Board for Puerto Rico (the "FOMB"), as representative of the Commonwealth of Puerto Rico ("Commonwealth"), and the Puerto Rico Electric Power Authority ("PREPA"), by and through the FOMB, as the Debtors' representative, pursuant to § 315(b) of the Puerto Rico Oversight, Management, and Economic Stability Act, codified at 48 U.S.C. §§ 2101-2241 ("PROMESA"), respectfully states as follows:

1. The FOMB intends to present oral argument at the hearing to be held by the Court on January 10, 2018 **at 11:00 a.m. (Atlantic Standard Time)**
2. Counsel to present argument in connection with the Aurelius Motion to Dismiss: Donald B. Verrilli, Jr.
3. Counsel to present argument in connection with the Aurelius Stay Relief Motion: Mark D. Harris
4. Counsel to present argument in connection with the UTIER Motion: Mark D. Harris
5. Counsel to be present at counsel table: Mark D. Harris, Martin Bienenstock, Chantel L. Febus, Chad Golder, Ginger D. Anders, Donald B. Verrilli, Jr.
6. Party for which counsel will appear: The FOMB

7. Location at which counsel will appear: New York, New York

Dated: January 5, 2018

San Juan, Puerto Rico

Respectfully submitted,

/s/ Hermann D. Bauer

Hermann D. Bauer

USDC No. 215205

Ubaldo M. Fernández

USDC No. 224807

**O'NEILL & BORGES LLC**

250 Muñoz Rivera Ave., Suite 800

San Juan, PR 00918-1813

Tel: (787) 764-8181

Fax: (787) 753-8944

Email: hermann.bauer@oneillborges.com

ubaldo.fernandez@oneillborges.com

/s/ Martin J. Bienenstock

Martin J. Bienenstock (*pro hac vice*)

Stephen L. Ratner (*pro hac vice*)

Timothy W. Mungovan (*pro hac vice*)

Mark D. Harris (*pro hac vice*)

Chantel L. Febus (*pro hac vice*)

**PROSKAUER ROSE LLP**

Eleven Times Square

New York, NY 10036

Tel: (212) 969-3000

Fax: (212) 969-2900

Email: mbienenstock@proskauer.com

sratner@proskauer.com

tmungovan@proskauer.com

mharris@proskauer.com

cfebus@proskauer.com

*Attorneys for The Financial Oversight and  
Management Board for Puerto Rico, as  
representative of The Commonwealth of Puerto  
Rico and the Puerto Rico Electric Power  
Authority, and Defendants José B. Carrión III,  
Andrew G. Biggs, Carlos M. García, Arthur J.  
González, José R. González, Ana J.  
Matosantos, David A. Skeel, Jr., and John  
Does I-7*

/s/ Donald B. Verrilli

Donald B. Verrilli, Jr. (*pro hac vice* )

Ginger T. Anders (*pro hac vice*)

Chad D. Golder (*pro hac vice*)

**MUNGER, TOLLES & OLSON LLP**

1155 F Street N.W., Seventh Floor

Washington, D.C. 20004-1357

Tel: (202) 220-1100

Fax: (202) 220-2300

Email: Donald.Verrilli@mto.com

Ginger.Anders@mto.com

Chad.Golder@mto.com

*Attorneys for The Financial Oversight and  
Management Board for Puerto Rico, as  
representative of The Commonwealth of Puerto  
Rico*

**CERTIFICATE OF SERVICE**

I hereby certify that, on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notifications of such filing to all CM/ECF participants in this case.

/s/ Hermann D. Bauer  
Hermann D. Bauer